

PATENT COOPERATION TREATY

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NOTIFICATION OF ELECTION

(PCT Rule 61.2)

From the INTERNATIONAL BUREAU

To:

Commissioner
 US Department of Commerce
 United States Patent and Trademark
 Office, PCT
 2011 South Clark Place Room
 CP2/5C24
 Arlington, VA 22202
 ETATS-UNIS D'AMERIQUE

in its capacity as elected Office

Date of mailing (day/month/year) 23 November 2000 (23.11.00)	
International application No. PCT/US00/07001	Applicant's or agent's file reference 47276-14WOPT
International filing date (day/month/year) 17 March 2000 (17.03.00)	Priority date (day/month/year) 19 March 1999 (19.03.99)
Applicant KRAMERICH, George et al	

1. The designated Office is hereby notified of its election made:

☒ in the demand filed with the International Preliminary Examining Authority on:

13 October 2000 (13.10.00)

☐ in a notice effecting later election filed with the International Bureau on:2. The election ☒ was☐ was not

made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland Facsimile No.: (41-22) 740.14.35	Authorized officer F. Baechler Telephone No.: (41-22) 338.83.38
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PATENT COOPERATION TREATY

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INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

REC'D 26 FEB 2002

WIPO

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Applicant's or agent's file reference 47276-14WOPT	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/US00/07001	International filing date (day/month/year) 17 MARCH 2000	Priority date (day/month/year) 19 MARCH 1999
International Patent Classification (IPC) or national classification and IPC IPC(7): G06F 13/38 and US Cl.: 340/539; 395/610; 709/209; 707/3; 455/445		
Applicant RCT SYSTEMS, INC.		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.

2. This REPORT consists of a total of 3 sheets.

☐ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority. (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of 0 sheets.

3. This report contains indications relating to the following items:

- I ☒ Basis of the report
- II ☐ Priority
- III ☐ Non-establishment of report with regard to novelty, inventive step or industrial applicability
- IV ☐ Lack of unity of invention
- V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☐ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

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Date of submission of the demand 13 OCTOBER 2000	Date of completion of this report 08 FEBRUARY 2002
Name and mailing address of the IPEA/US Commissioner of Patents and Trademarks Box PCT Washington, D.C. 20231	Authorized officer MARK RINEHART <i>James R. Matthews</i> <i>701</i>
Facsimile No. (703) 305-3230	Telephone No. (703) 305-6692

I. Basis of the report**1. With regard to the elements of the international application:***

- ☒ the international application as originally filed
☒ the description.
 pages 1-20 as originally filed
 pages NONE filed with the demand
 pages NONE filed with the letter of _____
- ☒ the claims.
 pages 21 as originally filed
 pages NONE as amended (together with any statement) under Article 19
 pages NONE filed with the demand
 pages NONE filed with the letter of _____
- ☒ the drawings
 pages 1-13 as originally filed
 pages NONE filed with the demand
 pages NONE filed with the letter of _____
- ☒ the sequence listing part of the
 description: NONE as originally filed
 pages NONE filed with the demand
 pages NONE filed with the letter of _____

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language _____ which is:

- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
☐ the language of publication of the international application (under Rule 48.3(b)).
☐ the language of the translation furnished for the purposes of international preliminary examination (under Rules 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international

- ☐ contained in the international application in printed form.
☐ filed together with the international application in computer readable form.
☐ furnished subsequently to this Authority in written form.
☐ furnished subsequently to this Authority in computer readable form. _____
☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☒ The amendments have resulted in the cancellation of:

- ☒ the description, pages NONE
☒ the claims, Nos. NONE
☒ the drawings, sheets-fig. NONE

5. ☐ This report has been drawn as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

*** Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rules 70.16 and 70.17).**

****Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.**

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US00/07001

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**1. statement**

Novelty (N)	Claims	<u>NONE</u>	YES
	Claims	<u>1-3</u>	NO
Inventive Step (IS)	Claims	<u>NONE</u>	YES
	Claims	<u>1-3</u>	NO
Industrial Applicability (IA)	Claims	<u>1-3</u>	YES
	Claims	<u>NONE</u>	NO

2. citations and explanations (Rule 70.7)

Claims 1-3 lacks novelty under PCT Article 33(2) as being anticipated by Dedrick, U.S. Patent No. 5,696,965.

Regarding claims 1, Dedrick discloses the invention substantially as claimed. Dedrick discloses a pedestrian traffic indexing system comprising a plurality of traffic monitor at a plurality of provider sites [col. 3, lines 49-58, col. 4, lines 5-67, col. 10, lines 52-67] server connected to said traffic monitors to receive traffic data from said traffic monitors [abstract] and one or more processors within said server for computing indexes based on said traffic data [Col. 10, lines 33-65] and database receiving said indexes from said processors and storing said indexes [col. 10, lines 33-51] and a data communications connection through which users may access said database [Figure 1].

Regarding claims 2 and 3, they are substantially the same as claim 1 and are thus rejected for similar reasons.

____ NEW CITATIONS _____
NONE

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Codes used to identify States party to the PCT on the front pages of pamphlets publishing international applications under the PCT.

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DK	Denmark	LR	Liberia	SG	Singapore		
EE	Estonia						

INTERNATIONAL SEARCH REPORT

International application No.
PCT/US00/07001

A. CLASSIFICATION OF SUBJECT MATTER

IPC(7) : G06F 13/38

US CL : 340/539; 395/610; 709/209; 707/3; 455/445

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

U.S. : 340/539; 395/610; 709/209; 707/3; 455/445

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

STN, EAST

traffic data, pedestrian, database, index, monitor traffic

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	US 5,559,496 A (DUBATS) 24 September 1996, see abstract, col. 2 line 38 - col. 4 line 40.	1-3
Y	US 5,696,965 A (DEDRICK) 09 December 1997, see abstract, col. 2 line 5 - col. 15 line 3.	1-3
A	US 5,812,951 A (GANESAN et al.) 22 September 1998.	1-3
A,P	US 5,918,225 A (WHITE et al.) 29 June 1999.	1-3
A,P	US 6,018,697 A (MORIMOTO et al.) 25 January 2000.	1-3

☐ Further documents are listed in the continuation of Box C. ☐ See patent family annex.

* Special categories of cited documents:	*T* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
A document defining the general state of the art which is not considered to be of particular relevance	*X* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
B earlier document published on or after the international filing date	*Y* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
L document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	*A* document member of the same patent family
O document referring to an oral disclosure, use, exhibition or other means	
P document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search

08 JUNE 2000

Date of mailing of the international search report

01 AUG 2000

Name and mailing address of the ISA/US
Commissioner of Patents and Trademarks
Box PCT
Washington, D.C. 20231

Facsimile No. (703) 305-3230

Authorized officer

ZARNI MAUNG

Telephone No. (703) 308-6687

Joni Hill